

wherein said user stations in said first cell are assigned a second transmission frequency, said second transmission frequency not assigned to any user stations in any cell in said plurality of cells adjacent said first cell;

wherein said base station and said user stations in said first cell are assigned one or more distinct codes for modulating radio communication for said first cell.

4. 20. (New) The wireless communication system of claim <sup>3</sup>19, wherein said base station is assigned a first set of one or more distinct spreading codes for communicating with user stations in said first cell, said first set of one or more distinct spreading codes not being assigned to any base station for communicating in any cell in said plurality of cells adjacent said first cell, and wherein said user stations in said first cell are assigned a second set of one or more distinct spreading codes, said second set of one or more distinct spreading codes not assigned to any user stations in any cell in said plurality of cells adjacent said first cell.

5. 21. (New) The wireless communication system of claim <sup>3</sup>19, wherein said base station communicates with said user stations using time division duplexing.

#### REMARKS

##### Terminal Disclaimer Filed Herewith

Applicants submit herewith a Terminal Disclaimer in accordance with 37 C.F.R. 1.321, along with the appropriate fee under 37 C.F.R. 1.20(d). The submission of a Terminal Disclaimer should not be construed to mean that Applicants are taking any specific position as to the relationship of the pending claims and those of U.S. Patent No. 5,640,674, from which the present application claims priority under 35 U.S.C. § 120. Rather, its main purpose is to expedite the prosecution of the present application. If the Examiner believes that the filing of a Terminal Disclaimer herein is inappropriate, the Examiner is requested to notify Applicants of such, and Applicants will promptly withdraw it.

Request for Allowance

It is respectfully submitted that the present application is in condition for examination,  
and early allowance is earnestly solicited.

Respectfully submitted,

LYON & LYON LLP

Dated: December 31, 1998

By:

  
Christopher A. Vanderlaan  
Reg. No. 37,747

633 West Fifth Street, Suite 4700  
Los Angeles, California 90071-2066  
(213) 489-1600

092247-123198